

COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)

Docket No.

D-43641-01

In Re Application Of: CYNTHIA EBNER ET AL.

Application No.

10/649,747

Filing Date

08/28/2003

Examiner

S.B. HAIDER

Customer No.

Group Art Unit

1796

Confirmation No.

Invention: OXYGEN SCAVENGER BLOCK COPOLYMERS AND COMPOSITIONS

COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of
02/18/2009 in the above-identified application.
Date

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated 06/10/2009 finally rejecting Claim(s)

Applicant(s) hereby request(s) an extension of time of (check desired time period):

☒ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: 05/18/2009

Date

until: 06/18/2009

Date

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$540.00

Fee for Extension of Time: \$130.00

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$670.00

The fee for the Notice of Appeal and extension of time is to be paid as follows:

☐ A check in the amount of _____ for the Notice of Appeal and extension of time is enclosed.

☒ Please charge Deposit Account No. 07/1765 in the amount of \$670.00

☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 07/1765 JADD01 00000002 071765 10649747

☒ Any additional filing fees required under 37 C.F.R. 1.16. 01 FC:1401 540.00 DA

☒ Any patent application processing fees under 37 CFR 1.17. 02 FC:1251 130.00 DA

☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.

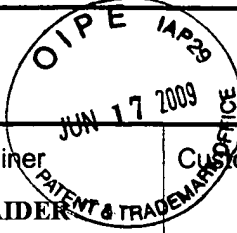
☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
D-43641-01

In Re Application Of: **CYNTHIA EBNER ET AL.**



Application No. 10/649,747	Filing Date 08/28/2003	Examiner S.B. HAIDER	Customer No.	Group Art Unit 1796	Confirmation No.
--------------------------------------	----------------------------------	--------------------------------	--------------	-------------------------------	------------------

Invention: **OXYGEN SCAVENGER BLOCK COPOLYMERS AND COMPOSITIONS**

TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:


Signature

Dated: June 17 2009

**HOWARD TROFFKIN
ATTORNEY FOR APPELLANT
REG. NO. 25,184**

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office
(Fax no.) on

(Date)

Signature

Typed or Printed Name of Person Signing Certificate

***This certificate may only be used if paying by deposit account.**

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a) on

JUNE 17, 2009

(Date)


Signature of Person Mailing Correspondence

HOWARD TROFFKIN

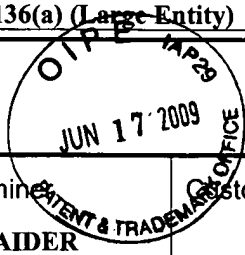
Typed or Printed Name of Person Mailing Correspondence

cc:

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
D-43641-01

In Re Application Of: **CYNTHIA EBNER ET AL.**



Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/649,747	08/28/2003	S.B. HAIDER		1796	

Invention: **OXYGEN SCAVENGER BLOCK COPOLYMERS AND COMPOSITIONS**

COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of 02/18/2009 in the above-identified application.

Date

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **06/10/2009** finally rejecting Claim(s)

Applicant(s) hereby request(s) an extension of time of (check desired time period):

☒ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: 05/18/2009 until: 06/18/2009
Date *Date*

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$540.00

Fee for Extension of Time: \$130.00

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$670.00

The fee for the Notice of Appeal and extension of time is to be paid as follows:

☐ A check in the amount of _____ for the Notice of Appeal and extension of time is enclosed.

☒ Please charge Deposit Account No. **07/1765** in the amount of **\$670.00**

☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **07/1765**

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.

☐ Payment by credit card. Form PTO-2038 is attached.

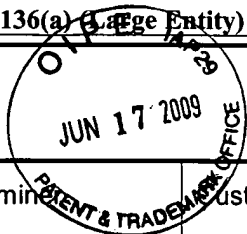
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

COPY

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Small Entity)**

Docket No.
D-43641-01

In Re Application Of: **CYNTHIA EBNER ET AL.**



Application No. 10/649,747	Filing Date 08/28/2003	Examiner S.B. HAIDER	Customer No.	Group Art Unit 1796	Confirmation No.
--------------------------------------	----------------------------------	--------------------------------	--------------	-------------------------------	------------------

Invention: **OXYGEN SCAVENGER BLOCK COPOLYMERS AND COMPOSITIONS**

TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:


Signature

Dated:

June 17 2009

**HOWARD TROFFKIN
ATTORNEY FOR APPELLANT
REG. NO. 25,184**

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office

(Fax no.) on

(Date)

Signature

Typed or Printed Name of Person Signing Certificate

***This certificate may only be used if paying by deposit account.**

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a) on

JUNE 17, 2009

(Date)

Signature of Person Mailing Correspondence

HOWARD TROFFKIN

Typed or Printed Name of Person Mailing Correspondence

CC: